

Assembly Bill No. 132

CHAPTER 86

An act to amend Section 48980 of, and to add and repeal Section 51870.5 of, the Education Code, relating to education technology.

[Approved by Governor July 21, 1997. Filed with
Secretary of State July 21, 1997.]

LEGISLATIVE COUNSEL'S DIGEST

AB 132, Campbell. Education technology.

Existing law, the Morgan-Farr-Quackenbush Educational Technology Act of 1992 (hereafter the act), has the primary mission of ensuring that the procurement and use of technology is clearly guided by the needs of pupils and is established to accomplish specific purposes, including providing access to education technology to every learner. The act provides for school-based education technology grants to develop, adopt, or expand existing technological applications to support general education, English acquisition, and non-English-speaking parent education programs pursuant to specified conditions. Existing law also declares the Legislature's intent that all school facilities construction projects be designed and constructed to maximize the use of educational technology.

This bill would require a school district that provides pupils with access to the Internet or an on-line service to adopt a policy regarding access by pupils to Internet and on-line sites that contain or make reference to harmful matter, as defined. The bill would require a school district to provide a copy of the policy to the parents or guardians of pupils to whom the policy applies.

The people of the State of California do enact as follows:

SECTION 1. This act may be cited as the Children's Internet Protection Act of 1997.

SEC. 2. Section 48980 of the Education Code is amended to read:

48980. (a) At the beginning of the first semester or quarter of the regular school term, the governing board of each school district shall notify the parent or guardian of its minor pupils regarding the right or responsibility of the parent or guardian under Sections 35291, 46014, 48205, 48207, 48208, 49403, 49423, 49451, 49472, 51240, and 51550 and Chapter 2.3 (commencing with Section 32255) of Part 19.

(b) The notification also shall advise the parent or guardian of the availability of individualized instruction as prescribed by Section 48206.3, and of the program prescribed by Article 9 (commencing with Section 49510) of Chapter 9.

(c) The notification also may advise the parent or guardian of the importance of investing for future college or university education for their children and of considering appropriate investment options including, but not limited to, United States Savings Bonds.

(d) Each school district that elects to provide a fingerprinting program pursuant to Article 10 (commencing with Section 32390) shall inform parents or guardians of the program as specified in Section 32390.

(e) Until July 1, 1998, the notification shall also advise the parent or guardian of the availability of the employment-based school attendance options pursuant to subdivision (f) of Section 48204.

(f) The notification shall also include a copy of the district's written policy on sexual harassment established pursuant to Section 212.6, as it relates to pupils.

(g) The notification shall advise the parent or guardian of all current statutory attendance options and local attendance options available in the school district. That notification shall include all options for meeting residency requirements for school attendance, programmatic options offered within the local attendance areas, and any special programmatic options available on both an interdistrict and intradistrict basis. That notification shall also include a description of all options, a description of the procedure for application for alternative attendance areas or programs, an application form from the district for requesting a change of attendance, and a description of the appeals process available, if any, for a parent or guardian denied a change of attendance. The notification shall also include an explanation of the current statutory attendance options including, but not limited to, those available under Section 35160.5, Chapter 5 (commencing with Section 46600) of Part 26, subdivision (f) of Section 48204, and Article 1.5 (commencing with Section 48209) of Chapter 2 of Part 27. The State Department of Education shall produce this portion of the notification and shall distribute it to all school districts.

It is the intent of the Legislature that the governing board of each school district annually review the enrollment options available to the pupils within their districts and that the school districts strive to make available enrollment options that meet the diverse needs, potential, and interests of California's pupils.

(h) The notification shall include a copy of the written policy of the school district adopted pursuant to Section 51870.5 regarding access by pupils to Internet and on-line sites.

SEC. 3. Section 51870.5 is added to the Education Code, to read:

51870.5. (a) A school district that provides pupils with access to the Internet or an on-line service shall adopt a policy regarding access by pupils to Internet and on-line sites that contain or make reference to harmful matter as defined in subdivision (a) of Section 313 of the Penal Code.



(b) This section shall remain in effect only until December 31, 2002, and as of that date is repealed, unless a later enacted statute, that is enacted before December 31, 2002, deletes or extends that date.

SEC. 4. Sections 2 and 3 of this act shall be operative July 1, 1998.

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